IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 15071 of 2004

Between:

M/s. Karthikeyas Bar & Restaurant, 15-2-719-724,

Osmangunj, Hyderabad,
rep. by its Managing Partner D. Jayaram Reddy.

..... PETITIONER

AND

1 The Police Commissioner, City Police, Hyderabad.
2 The Commissioner, Prohibition & Excise, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate Writ, order or direction, declaring the inaction of the respondents to grant amusement license to the petitioner as illegal, arbitrary and without jurisdiction.

Counsel for the Petitioner: MR.C.NAGESWARA RAO

Counsel for the Respondent No.1: GP FOR HOME

Counsel for the Respondent No.2: G.P FOR PROHIBITION & EXCISE.

The Court made the following :

ORDER:

The only grievance of the petitioner is that the application made by it for grant of amusement license has not been considered by the respondents so far.

It is stated that the petitioner has made an application on 20-08-2004 and also made the payment of the requisite fee. It is contended that the 1st respondent-Police Commissioner, who is the licensing authority under the Hyderabad City Police Act, ought to have considered the request of the petitioner and ought to have passed appropriate order, and that he is not justified in keeping the application pending.

Heard the learned counsel for the petitioner, learned Government Pleader for Home and the learned Government Pleader for Prohibition and Excise appearing on behalf of the respondents.

Having regard to the facts and circumstances of the case, without expressing any opinion with regard to the entitlement of the petitioner for the amusement license sought by it, I deem it appropriate to dispose of the writ petition with a direction to the 1st respondent to consider the application of the petitioner, dated 20-08-2004, and pass appropriate orders in accordance with law as expeditiously as possible preferably within a period of two weeks from the date of receipt of this order.

Accordingly, the writ petition is disposed of. No costs.

25-08-2004

vs

To

1 The Police Commissioner, City Police, Hyderabad.
2 The Commissioner, Prohibition & Excise, Hyderabad.

3 Two CCs to the G.P for Home, High Court Buildings, Hyderabad(O.U.T).

4 Two CCs to the G.P for Prohibition and Excise, High Court Buildings, Hyderabad(O.U.T).

5 Two CD copies.

THE HON'BLE MS JUSTICE G.ROHINI

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Dated: 25-08-2004